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*Attorneys for Defendant St. Paul Fire and
Marine Insurance Company*

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

CENTURY INDEMNITY COMPANY, a
Pennsylvania corporation,

Plaintiff,

v.

THE MARINE GROUP, LLC, a California
limited liability company, as affiliated with
NORTHWEST MARINE, INC., an inactive
Oregon corporation, as affiliated with
NORTHWEST MARINE IRON WORKS, an
inactive Oregon corporation,

Case No. 3:08-CV-01375-AC

**ST. PAUL FIRE AND MARINE
INSURANCE COMPANY'S TRIAL
WITNESS LIST**

Defendants.

THE MARINE GROUP, LLC, a California
limited liability company, et al.,

Third-Party Plaintiffs,

v.

AGRICULTURAL INSURANCE
COMPANY, and AGRICULTURAL
EXCESS AND SURPLUS INSURANCE
COMPANY, each an Ohio corporation;
et al.,

Third-Party Defendants.

Pursuant to the court's Trial Management Order, Docket Number 708, Defendant St. Paul Fire and Marine Insurance Company ("St. Paul") submits the following list of witnesses who will appear at trial by deposition designation¹:

1. Fine, Joshua, *Complex Director, AIG Claims, Incorporated*

Contact Information:

c/o Kenneth H. Sumner
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Summary of testimony:

Mr. Fine testified as the corporate designee for Insurance Company of the State of Pennsylvania ("ICSOP"). Mr. Fine supervised the search for policy documents relating to

¹ Each of the three listed witnesses will be appearing through designation of deposition testimony that will not be read into the record and will therefore not be allocated any trial time. Furthermore, the complete substance of the testimony is within the designations.

Northwest Marine's claim for coverage, but he does not know when the search occurred or where the produced documents were found. Mr. Fine's testimony regarding the alleged insurance underlying the ICSOP policies is based entirely on the documents found and produced by ICSOP. Mr. Fine does not know who prepared document labeled ICSOP 0089-0092, whether the pages were found together with or consecutively with ICSOP 0088, or who provided the information contained in document labeled ICSOP 0089-0092.

2. Hornbeck, Thomas M., *Regional Director, Special Liability Group, Travelers*

Indemnity Company

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Summary of testimony:

Mr. Hornbeck is a regional claim director with the Special Liability Group, Travelers Indemnity Company, and is responsible for oversight of environmental claims pertaining to St. Paul policies. Mr. Hornbeck's testimony includes the steps taken by Travelers to locate any records of St. Paul policies, documents indicating whether any St Paul coverage was issued, and any potentially applicable policy forms, for the time periods and alleged insureds at issue in this case. Mr. Hornbeck confirms that Travelers conducted an exhaustive search of available computer databases and applications that were indexed by policy numbers and insured names, as well as paper files. Mr. Hornbeck describes the various computer applications, search terms, and codes appearing in Travelers' policy search requests and reports of search results. Mr. Hornbeck explains that the specimen policy forms that Travelers located and produced in this matter were

forms that were likely to have been in use by St. Paul during the time period of 1954 – 1972, and that would have been responsive to the environmental claim at issue, but that St. Paul is unable to say whether any of the forms were used in any policy that may have been issued by St. Paul to Northwest Marine Iron Works.

3. Lauf, Lisa, *Environmental Paralegal, Special Liability Group, Travelers Indemnity*

Company

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Summary of testimony:

Ms. Lauf is a senior environmental paralegal for the Special Liability Group, Travelers Indemnity Company, who was responsible for policy searches relating to the alleged St. Paul policies in this case. Between 2008 and 2014, Ms. Lauf and others searched for documents containing alleged insured names and/or alleged policy numbers, but Travelers did not find documents pertaining to the alleged St. Paul policies in this case. Ms. Lauf's testimony includes descriptions of the method and circumstances of her policy searches. Ms. Lauf worked with records management to search all of the alleged St. Paul policy numbers and alleged insured names in databases, underwriting files, claim files, and microfilm.

DATED this 6th day of October, 2015.

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CERTIFICATE OF SERVICE

I hereby certify that on October 6, 2015 I filed this **ST. PAUL FIRE AND MARINE INSURANCE COMPANY'S TRIAL WITNESS LIST** with the Clerk of the Court using the CM/ECF filing system, which will send notification of such filing to the following parties:

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I further certify that on the date noted below, I hand-delivered a copy of the same on the Clerk of the Court at the Mark O. Hatfield United States Courthouse, Portland, Oregon.

DATED this 6th day of October, 2015.

/s/ Thomas A. Gordon

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